

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

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IN RE TERRORIST ATTACKS ON : 03 MDL 1570 (RCC)
SEPTEMBER 11, 2001. : ECF CASE
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-----X : ORAL ARGUMENT REQUESTED

This document relates to:

Kathleen Ashton v. Al Qaeda Islamic Army, et al., 02-CV-6977 (RCC)
Federal Insurance Company v. Al Qaeda Islamic Army, et al., 03-CV-6978 (RCC)
Continental Casualty Co., et al. v. Al Qaeda Islamic Army, et al., 04-CV-05970 (RCC)
New York Marine and General Insurance Co. v. Al Qaida, et al., 04-CV-6105 (RCC)

**MOTION OF DEFENDANT ABDULRAHMAN BIN MAHFOUZ
TO DISMISS PLAINTIFFS' COMPLAINTS WITH PREJUDICE**

Defendant Abdulrahman Bin Mahfouz, by and through undersigned counsel, hereby moves this Court to dismiss with prejudice each of the claims asserted against him in the Sixth Amended Complaint in *Ashton*; the First Amended Complaint in *Federal Insurance*; the Second Amended Complaint in *Continental Casualty*; and the Second Amended Complaint in *New York Marine*. This motion is made pursuant to Federal Rules of Civil Procedure 12(b)(2) and 12(b)(6), for lack of personal jurisdiction and for failure to state a claim upon which relief may be granted. A consolidated memorandum of law and proposed Order accompany this motion.

Dated: October 28, 2005

Respectfully submitted,

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